

## **REMARKS**

Reconsideration of this application is respectfully requested in view of the the following remarks. Claims 1-3 and 5-6 are currently pending in the application and subject to examination, with claims 1 and 6 amended and claim 4 canceled.

In the Office Action mailed August 9, 2005, claims 1-6 were rejected under 35 U.S.C. § 102(b) as being unpatentable over Hitoshi (Publication No.: JP 10093503A). In making this rejection, the Office Action asserts that Hitoshi teaches every feature of the invention. The Applicant hereby traverses the rejection, as follows.

Independent claim 1, as amended, recites in part:

...a controller for controlling the antenna switching device for selecting a reception signal having a lower level than a maximum input level of the signal processor, in accordance with detection result from the detector,

wherein the controller operates to control the antenna switching device, in a manner such that once the level of a reception signal supplied to the signal processor becomes lower than a predetermined level, an antenna having a higher antenna gain than that of an antenna being selected is selected.

Independent claim 6, as amended, recites in part:

...based on the detection result from the detector, selecting one antenna from the plurality of antennas, the reception signal from the selected antenna having a lower level than a maximum input level of a signal processor;

supplying the reception signal from the selected antenna to the signal processor; and

controlling the antenna switching device, in a manner such that once the level of a reception signal supplied to the signal processor becomes lower than a predetermined level, an antenna having a higher antenna gain than that of an antenna being selected is selected.

Consequently, the invention recited in the amended Claim 1 or 6 has two thresholds (a maximum input level and a predetermined level) irrespective of the number of antennas, thereby ensuring an acceptable antenna switching control which ensures a reception signal level within a range between the two thresholds.

In contrast, Hitoshi sets a threshold which is the lowest reception electric field intensity and selects an antenna which has an antenna gain not lower than such a threshold (lowest reception electric field intensity).

Consequently, Hitoshi does not teach two thresholds which ensure an acceptable antenna switching control which ensures a reception signal level within a range between the two thresholds.

Therefore, Hitoshi fails to teach and/or suggest the claimed invention. Therefore, Applicant requests reconsideration and withdrawal of the rejection of claims 1-3 and 5-6 under 35 U.S.C. § 102(b).

For all of the above reasons, it is respectfully submitted that the claims now pending patentability distinguish the present invention from the cited references. Accordingly, reconsideration and withdrawal of the outstanding rejections and an issuance of a Notice of Allowance are earnestly solicited.

Should the Examiner determine that any further action is necessary to place this application into better form, the Examiner is encouraged to telephone the undersigned representative at the number listed below.

In the event this paper is not considered to be timely filed, the Applicant hereby petitions for an appropriate extension of time. The Commissioner is hereby authorized to charge any fee deficiency or credit any overpayment associated with this communication to Deposit Account No. 01-2300, referencing Docket No. 107156-00086.

Respectfully submitted,



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